



Attorney's Docket No.: 080398.P347

PATENT

SUPPLEMENTAL DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below, next to my name.

I believe that I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled Method and Apparatus for Variable Frame Size Radiolink Protocol Based on Channel Condition Estimation, the specification of which was filed on January 10, 2001 as United States Application No. 09/758,484.

I hereby declare that **Figure 7**, which was referred to in the subject patent application, is part of the subject matter

 X that is claimed and for which a patent is sought on the invention in the patent application as filed,
 of the claim(s) as allowed,
 of the attached amendment(s),
 of the amendment(s) filed on or about _____
in the above-identified application,
 of the amendment(s) filed on or about _____,
in Application No. _____ filed _____, which is a
 continuation
 divisional
of Application No. _____ filed _____.

was part of my or our invention and was invented before the filing date of the original application, above-identified for such invention.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. Section 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. Sections 119(a)-(d) or 365(b) of any foreign applications for patent or inventor's certificate, or 365(a) of any PCT international application that designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or any PCT international application, having a filing date before that of the application on which priority is claimed:

| <u>Prior Foreign Application(s)</u> | | | <u>Priority Claimed</u> | |
|-------------------------------------|----------------|-----------------------------|-------------------------|-----------|
| <u>Number</u> | <u>Country</u> | <u>Day/Month/Year Filed</u> | <u>Yes</u> | <u>No</u> |
| <u>Number</u> | <u>Country</u> | <u>Day/Month/Year Filed</u> | <u>Yes</u> | <u>No</u> |
| <u>Number</u> | <u>Country</u> | <u>Day/Month/Year Filed</u> | <u>Yes</u> | <u>No</u> |

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional applications listed below:

| | |
|---------------------------|--------------------|
| <u>Application Number</u> | <u>Filing Date</u> |
| <u>Application Number</u> | <u>Filing Date</u> |

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States applications, or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

| | | | |
|--|---------------------------|---|--|
| <u>(U.S. Parent Application or PCT Parent No.)</u> | <u>Parent Filing Date</u> | <u>(Status -- patented, pending, abandoned)</u> | <u>Parent Patent No. (if applicable)</u> |
| <u>(U.S. Parent Application or PCT Parent No.)</u> | <u>Parent Filing Date</u> | <u>(Status -- patented, pending, abandoned)</u> | <u>Parent Patent No. (if applicable)</u> |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole/First Inventor Joseph C. Chan

Inventor's Signature _____ Date _____

Residence San Diego, California Citizenship U.S.A.
(City, State) (Country)

Post Office Address 10935 Avenida De Los Lobos, San Diego, California 92127

Full Name of Second/Joint Inventor Chi-ping Nee

Inventor's Signature _____ Date _____

Residence Santee, California Citizenship Taiwan R.O.C.
(City, State) (Country)

Post Office Address 10327 Hitching Post Way, Santee, California 92071

Full Name of Third/Joint Inventor Chinh Tran

Inventor's Signature _____ Date _____

Residence San Diego, California Citizenship U.S.A.
(City, State) (Country)

Post Office Address 14125 Kellbara Court, San Diego, California 92129

Full Name of Fourth/Joint Inventor _____

Inventor's Signature _____ Date _____

Residence _____ Citizenship _____
(City, State) (Country)

Post Office Address _____